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United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

CARLOS AMEZOLA,

Defendant.

CASE NO. 1:23-CR-00237-NODJ-BAM

STIPULATION AND ORDER TO CONTINUE
STATUS CONFERENCE

IT IS HEREBY STIPULATED by and between Phillip A. Talbert, United States Attorney and Robert L. Veneman-Hughes, Assistant U.S. Attorney and Kara Ottervanger, attorney for defendant Carlos Amezola, that the status conference set for May 22, 2024 at 1:00 pm before the Honorable Barbara A. McAuliffe be continued to August 28, 2024 at 1:00 p.m.

STIPULATION

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. The parties need additional time to further investigate/explore matters related to resolving the case or setting a trial date.

2. By this stipulation, defendant now moves to continue the status conference, and to exclude time from May 22, 2024 to August 28, 2024.

3. The parties agree and stipulate, and request that the Court find the following:

a) The government has represented that the discovery associated with this case includes investigative reports, and related documents, photographs, etc., in electronic form.

1 Initial discovery has been either produced directly to counsel and/or made available for
2 inspection and copying.

3 b) Defense counsel requires additional time to review discovery and investigate.

4 c) The government does not object to the continuance.

5 d) Based on the above-stated findings, the ends of justice served by continuing the
6 case as requested outweigh the interest of the public and the defendant in a trial within the
7 original date prescribed by the Speedy Trial Act.

8 e) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
9 et seq., within which trial must commence, the time period from May 22, 2024 to August 28,
10 2024, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A) and 18 U.S.C.
11 § 3161(h)(7)(B)(iv) because it results from a continuance granted by the Court at defendant's
12 request on the basis of the Court's finding that the ends of justice served by taking such action
13 outweigh the best interest of the public and the defendant in a speedy trial.

14 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
15 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
16 must commence.

17
18 Dated: May 13, 2024

Respectfully submitted,

19 PHILLIP A. TALBERT
20 United States Attorney

21 By /s/ Robert L. Veneman-Hughes
22 ROBERT L. VENEMAN-HUGHES
23 Assistant United States Attorney

24 Dated: May 13, 2024

/s/ Kara Ottervanger
25 KARA OTTERVANGER
26 Attorney for Carlos AMEZOLA

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ORDER

IT IS SO ORDERED that the status conference is continued from May 22, 2024, to **August 28, 2024, at 1:00 p.m. in Courtroom 8 before Magistrate Judge Barbara A. McAuliffe**. Time is excluded pursuant to 18 U.S.C. § 3161(h)(7)(A) and 18 U.S.C. § 3161(h)(7)(B)(iv).

IT IS SO ORDERED.

Dated: May 13, 2024

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE